

No. 76

# MICHIGAN SENATE

## DAILY CALENDAR

WEDNESDAY, AUGUST 1, 2007  
10:00 a.m.

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### MESSAGES FROM THE GOVERNOR

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1

**SB 436** Sen. Jelinek  
Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.  
Creates appropriation act.  
**Approved by Governor, with line item vetoed, Wednesday, June 6.**  
**For veto message, see Senate Journal No. 57, page 847.**  
**Vetoed line item pending.**

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### MESSAGES FROM THE HOUSE

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2

**HB 4884** Rep. Jackson  
State financing and management; funds; Michigan trust fund; provide general amendments for tobacco securitization.  
Amends sec. 7 of 2000 PA 489 (MCL 12.257).  
**I.E. House, June 14, 2007.**  
**I.E. Senate, June 27, 2007.**  
**Returned from House with amendments to Senate substitute (S-1), Thursday, June 28; laid over under the rules.**  
**For House amendments, see Senate Journal No. 66, page 1052.**

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### THIRD READING OF BILLS

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3

**SB 313** Sen. Jacobs  
Property tax; exemptions; commercial rental property; exempt, revise definition of additions and losses, and eliminate certain exemptions.  
Amends sec. 34d of 1893 PA 206 (MCL 211.34d) & adds sec. 7ll.  
**Committee on Finance discharged, Thursday, March 15.**  
**Senate substitute (S-1).**  
**Defeated, Thursday, June 21; motion to reconsider vote pending.**

4

**SB 418** Sen. Jansen  
State; other; public employees health benefit act; create.  
Creates new act.  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

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### THIRD READING OF BILLS

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5

**SB 419** Sen. Kuipers  
Education; employees; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.  
Amends sec. 632 of 1976 PA 451 (MCL 380.632) & adds secs. 506a, 527a, 633, 1255 & 1311m.  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

6

**SB 420** Sen. Birkholz  
State; other; group medical, optical, and dental self-insurance for municipal corporations; permit pursuant to public employees health benefit act.  
Amends sec. 5 of 1951 PA 35 (MCL 124.5).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

7

**SB 421** Sen. Brown  
Higher education; community colleges; providing medical, optical, and dental benefits; provide in accordance with public employees health benefit act.  
Amends secs. 123 & 124 of 1966 PA 331 (MCL 389.123 & 389.124).  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

8

**SB 559** Sen. Kuipers  
Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.  
Amends sec. 39 of 1969 PA 306 (MCL 24.239).  
**Reported by Committee on Government Operations and Reform.**  
**Senate substitute (S-1).**  
**For Senate amendment, see Senate Journal No. 66, page 995.**  
**Committee recommended I.E.**

## THIRD READING OF BILLS

9

**SB 241** Sen. Jacobs

Children; child care; certain definitions, licensing, and registration requirements; revise.

Amends secs. 1, 2a, 2b, 3c, 3d, 3e, 5, 5f, 5g, 9a & 11b of 1973 PA 116 (MCL 722.111 et seq.).

**Reported by Committee on Families and Human Services.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

10

**SB 242** Sen. Jacobs

Children; child care; "family day-care home" and "group day-care home"; change name to "family child care home" and "group child care home".

Amends secs. 102 & 206 of 2006 PA 110 (MCL 125.3102 & 125.3206).

**Reported by Committee on Families and Human Services.**

**Committee recommended I.E.**

11

**SB 243** Sen. Jacobs

Children; child care; "family day care home" and "group day care home"; change name to "family child care home" and "group child care home" in sentencing guidelines.

Amends sec. 15g, ch. XVII of 1927 PA 175 (MCL 777.15g).

**Reported by Committee on Families and Human Services.**

**Committee recommended I.E.**

12

**SB 525** Sen. Kahn

Health; pharmaceuticals; prescription drug website; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

13

**SB 395** Sen. Gilbert

State financing and management; other; report on statutory mandates; provide for.

Amends 1986 PA 268 (MCL 4.1101 - 4.1901) by adding sec. 783.

**Reported by Committee on Government Operations and Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

## THIRD READING OF BILLS

14

**SB 396** Sen. Kahn

State financing and management; other; committee on government efficiency; create.

Amends 1986 PA 268 (MCL 4.1101 - 4.1901) by adding ch. 7A & repeals ch. 7A of 1986 PA 268 (MCL 4.1751 - 4.1753).

**Reported by Committee on Government Operations and Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

15

**SB 397** Sen. Richardville

State financing and management; other; report by committee on government efficiency; require.

Amends 1986 PA 268 (MCL 4.1101 - 4.1901) by adding sec. 753.

**Reported by Committee on Government Operations and Reform.**

**Committee recommended I.E.**

16

**SB 398** Sen. Patterson

State financing and management; other; committee to review statutory mandates; establish.

Amends 1986 PA 268 (MCL 4.1101 - 4.1901) by adding ch. 7B & repeals ch. 7B of 1986 PA 268 (MCL 4.1781 - 4.1783).

**Reported by Committee on Government Operations and Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

17

**SB 624** Sen. McManus

Elections; primary; presidential primary process; revise.

Amends secs. 613a, 614a, 615a, 624g, 641 & 759a of 1954 PA 116 (MCL 168.613a et seq.); adds secs. 615c & 759c & repeals secs. 562b, 618, 619 & 620a of 1954 PA 116 (MCL 168.562b et seq.).

**Reported by Committee on Campaign and Election Oversight.**

**Committee recommended I.E.**

18

**SB 625** Sen. Brown

Elections; primary; presidential primary process; revise.

Amends secs. 613a, 614a, 615a, 624g, 641 & 759a of 1954 PA 116 (MCL 168.613a et seq.); adds secs. 615c & 759c & repeals secs. 562b, 618, 619 & 620a of 1954 PA 116 (MCL 168.562b et seq.).

**Reported by Committee on Campaign and Election Oversight.**

**Committee recommended I.E.**

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**THIRD READING OF BILLS**


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19

**SB 207** Sen. Allen  
 Economic development; Michigan economic growth authority; definition of high-technology activity; clarify and revise the retained jobs threshold.  
 Amends secs. 3 & 8 of 1995 PA 24 (MCL 207.803 & 207.808).  
**Reported by Committee on Commerce and Tourism.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

20

**HB 4517** Rep. Byrum  
 Consumer protection; privacy; social security numbers in documents submitted to register of deeds for recordation; require redaction by register of deeds unless prohibited by law.  
 Amends sec. 1 of 1867 PA 20 (MCL 565.491).  
**I.E. House, May 29, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

21

**HB 4519** Rep. Byrum  
 Consumer protection; privacy; social security numbers in affidavits submitted to register of deeds for recordation; require redaction unless prohibited by law.  
 Amends sec. 2 of 1915 PA 123 (MCL 565.452).  
**I.E. House, May 29, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Local, Urban and State Affairs.**  
**Committee recommended I.E.**

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**GENERAL ORDERS**


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22

**SB 275** Sen. Whitmer  
 Courts; juries; exemption for nursing mothers from jury duty; provide for.  
 Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

23

**SB 306** Sen. Prusi  
 Single business tax; replacement; Michigan business tax act; create.  
 Creates new act.  
**Committee on Finance discharged, Thursday, March 15.**

24

**SB 308** Sen. Prusi  
 Education; financing; exemption for certain personal property from certain school operating mills; provide for.  
 Amends sec. 1211 of 1976 PA 451 (MCL 380.1211).  
**Committee on Finance discharged, Thursday, March 15.**

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**GENERAL ORDERS**


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25

**SB 309** Sen. Cherry  
 Property tax; state education tax; tax exemption for certain industrial and commercial personal property; exempt.  
 Amends sec. 3 of 1993 PA 331 (MCL 211.903).  
**Committee on Finance discharged, Thursday, March 15.**

26

**SB 310** Sen. Anderson  
 Economic development; plant rehabilitation; calculation of tax levied; revise.  
 Amends secs. 14 & 14a of 1974 PA 198 (MCL 207.564 & 207.564a).  
**Committee on Finance discharged, Thursday, March 15.**

27

**SB 311** Sen. Brater  
 Property tax; exemptions; commercial and industrial personal property; exempt from certain taxes.  
 Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding sec. 9k.  
**Committee on Finance discharged, Thursday, March 15.**

28

**SB 312** Sen. Jacobs  
 Taxation; other; specific tax on commercial rental property; create.  
 Creates new act.  
**Committee on Finance discharged, Thursday, March 15.**

29

**SB 314** Sen. Cherry  
 Taxation; estates; tie between estate tax and the federal tax; modify.  
 Amends secs. 32, 33 & 56 of 1899 PA 188 (MCL 205.232 et seq.) & adds sec. 32a.  
**Committee on Finance discharged, Thursday, March 15.**

30

**SB 315** Sen. Gleason  
 Sales tax; exemptions; exemption for sale of rolling stock purchased by an interstate fleet motor carrier; eliminate.  
 Amends sec. 4r of 1933 PA 167 (MCL 205.54r).  
**Committee on Finance discharged, Thursday, March 15.**

31

**SB 316** Sen. Schauer  
 Sales tax; exemptions; sale of tangible personal property to inmates in penal or correctional institutions and copyrighted motion picture films; eliminate exemption.  
 Amends sec. 4a of 1933 PA 167 (MCL 205.54a).  
**Committee on Finance discharged, Thursday, March 15.**

## GENERAL ORDERS

32

**SB 317** Sen. Jacobs  
Sales tax; exemptions; sale of food from vending machine; eliminate exemption.  
Amends sec. 4g of 1933 PA 167 (MCL 205.54g).  
**Committee on Finance discharged, Thursday, March 15.**

33

**SB 318** Sen. Anderson  
Sales tax; collections; sales tax on difference between trade-in and purchase price for privately sold vehicles; provide for.  
Amends sec. 1 of 1933 PA 167 (MCL 205.51).  
**Committee on Finance discharged, Thursday, March 15.**

34

**SB 319** Sen. Gleason  
Use tax; exemptions; taxes on rolling stock used by an interstate fleet motor carrier; eliminate exemption.  
Amends sec. 4k of 1937 PA 94 (MCL 205.94k).  
**Committee on Finance discharged, Thursday, March 15.**

35

**SB 320** Sen. Jacobs  
Use tax; exemptions; sale of food from vending machine; eliminate exemption.  
Amends sec. 4d of 1937 PA 94 (MCL 205.94d).  
**Committee on Finance discharged, Thursday, March 15.**

36

**SB 321** Sen. Thomas  
Use tax; exemptions; certain exemptions; eliminate.  
Amends secs. 3a & 4 of 1937 PA 94 (MCL 205.93a & 205.94).  
**Committee on Finance discharged, Thursday, March 15.**

37

**SB 322** Sen. Gleason  
Sales tax; collections; streamlined sales tax agreement; include interstate trucks and trailers.  
Amends 2004 PA 175 (MCL 205.171 - 205.191) by adding sec. 10.  
**Committee on Finance discharged, Thursday, March 15.**

38

**SB 323** Sen. Scott  
Property tax; personal property; exemption for water conditioning systems and bottled water coolers; remove.  
Amends sec. 9 of 1893 PA 206 (MCL 211.9) & repeals sec. 9g of 1893 PA 206 (MCL 211.9g[1]).  
**Committee on Finance discharged, Thursday, March 15.**

39

**SB 324** Sen. Prusi  
Taxation; other; penalties; modify.  
Amends secs. 3, 4, 19 & 24 of 1941 PA 122 (MCL 205.3 et seq.).  
**Committee on Finance discharged, Thursday, March 15.**

## GENERAL ORDERS

40

**SB 325** Sen. Switalski  
Taxation; other; nexus standard; modify.  
Amends 1941 PA 122 (MCL 205.1 - 205.31) by adding sec. 30d.  
**Committee on Finance discharged, Thursday, March 15.**

41

**SB 326** Sen. Clark-Coleman  
Income tax; income; expenses incurred in the production of income; add to tax base.  
Amends sec. 36 of 1967 PA 281 (MCL 206.36).  
**Committee on Finance discharged, Thursday, March 15.**

42

**SB 327** Sen. Clark-Coleman  
Income tax; income; expenses incurred in the production of income; add to taxable income.  
Amends sec. 30 of 1967 PA 281 (MCL 206.30).  
**Committee on Finance discharged, Thursday, March 15.**

43

**SB 328** Sen. Basham  
Taxation; tobacco; tobacco products tax; increase.  
Amends secs. 7 & 12 of 1993 PA 327 (MCL 205.427 & 205.432).  
**Committee on Finance discharged, Thursday, March 15.**

44

**SB 339** Sen. Switalski  
Liquor; retail sales; liquor markup; increase.  
Amends sec. 233 of 1998 PA 58 (MCL 436.1233).  
**Committee on Finance discharged, Thursday, March 15.**

45

**SB 204** Sen. Switalski  
Probate; wills and estates; payment from decedent's estate in accordance with the estate recovery program for medicaid; require.  
Amends sec. 3805 of 1998 PA 386 (MCL 700.3805).  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

46

**SB 374** Sen. Switalski  
Human services; medical services; estate recovery program for medicaid; implement.  
Amends 1939 PA 280 (MCL 400.1 - 400.119b) by adding secs. 112g, 112h, 112i & 112j.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

47

**SB 231** Sen. George  
 Appropriations; zero budget; department of history, arts, and libraries; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

48

**SB 233** Sen. Cropsey  
 Appropriations; zero budget; judiciary; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

49

**SB 235** Sen. Garcia  
 Appropriations; zero budget; department of military affairs; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

50

**SB 238** Sen. Garcia  
 Appropriations; zero budget; department of state police; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

51

**SB 229** Sen. Pappageorge  
 Appropriations; zero budget; general government; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

52

**SB 234** Sen. Jansen  
 Appropriations; zero budget; department of labor and economic growth; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

53

**SB 239** Sen. Jansen  
 Appropriations; zero budget; Michigan strategic fund; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

54

**SB 240** Sen. Hardiman  
 Appropriations; zero budget; department of transportation; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

55

**HB 4228** Rep. Condino  
 Criminal procedure; evidence; drug analysis field test; allow as admissible evidence in preliminary hearings.  
 Amends 1927 PA 175 (MCL 760.1 - 777.69) by adding sec. 11b to ch. VI.  
**I.E. House, March 20, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

56

**SB 218** Sen. Basham  
 Economic development; plant rehabilitation; eligibility requirements to obtain an industrial facilities exemption certificate; allow for exception under certain circumstances.  
 Amends sec. 9 of 1974 PA 198 (MCL 207.559).  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

57

**SB 222** Sen. Brown  
 Appropriations; zero budget; department of agriculture; provide for fiscal year 2007-2008.  
 Creates appropriation act.  
**Reported by Committee on Appropriations.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

58

**SB 278** Sen. George  
 Insurance; health; Michigan helping ensure affordable and reliable treatment (MI-HEART) act; create.  
 Creates new act.  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-2).**  
**Committee recommended I.E.**

59

**SB 280** Sen. Sanborn  
 Insurance; health care corporations; continuation of dependent coverage and waiver of certain benefits and offerings; provide for.  
 Amends 1980 PA 350 (MCL 550.1101 - 550.1704) by adding secs. 409b & 419c.  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

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**GENERAL ORDERS**


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60

**SB 283** Sen. Brown

Insurance; health; continuation of dependent coverage waiver of certain coverages and offerings and exception to basic health services; provide for.

Amends sec. 3519 of 1956 PA 218 (MCL 500.3519) & adds secs. 2264b & 3406s.

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

61

**SB 471** Sen. Allen

Liquor; licenses; application process for on-premises or quota license when unavailable in jurisdiction; clarify.

Amends sec. 521a of 1998 PA 58 (MCL 436.1521a).

**Reported by Committee on Economic Development and Regulatory Reform.**

**Committee recommended I.E.**

62

**SB 232** Sen. Hardiman

Appropriations; zero budget; department of human services; provide for fiscal year 2007-2008.

Creates appropriation act.

**Reported by Committee on Appropriations.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

63

**HB 4597** Rep. Gillard

Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.

Amends sec. 504 of 1994 PA 451 (MCL 324.504).

**I.E. House, May 3, 2007.**

**House substitute (H-1).**

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Committee recommended I.E.**

64

**SB 502** Sen. Birkholz

Environmental protection; other; complaint concerning a farm; require complainant to provide his or her name to the department of environmental quality.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 86.

**Reported by Committee on Agriculture.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

65

**SB 282** Sen. Thomas

Education; curricula; physical education requirement; revise.

Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

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**GENERAL ORDERS**


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66

**SB 111** Sen. Jelinek

Mobile homes; other; penalties for park owners who fail to remit assessment tax; provide for.

Amends sec. 41 of 1959 PA 243 (MCL 125.1041).

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

67

**HB 4246** Rep. Steil

Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

68

**HB 4266** Rep. Opsommer

Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

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**COMMITTEE REPORTS**


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69

**SB 633** Sen. Van Woerkom

Natural resources; hunting; deer hunting season for certain disabled veterans; designate to correspond with youth firearm deer hunting days.

Amends sec. 43537 of 1994 PA 451 (MCL 324.43537).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

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**SCHEDULED MEETINGS**


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**Judiciary** - Wednesday, August 1, 1:00 p.m., Room 210, Farnum Building (373-6920)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		